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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission **5**

| | |
|----------------------|-----------------------|
| Application Number | 09/446,790 |
| Filing Date | March 20, 2000 |
| First Named Inventor | Masaji UENO |
| Art Unit | 2615 |
| Examiner Name | C. O. Onuaku |
| Attorney Docket No. | MAT-7872US |

ENCLOSURES (Check all that apply)

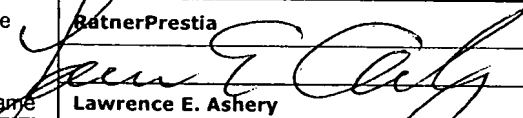
- ☐ Fee Transmittal Form
☐ Fee Attached
- ☐ Amendment/Reply
☐ After Final
☐ Affidavits/Declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/
Incomplete Application
☐ Response to Missing Parts
under 37 CFR 1.52 or 1.53

- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☒ Petition
- ☐ Petition to Convert to a
Provisional Application
- ☐ Power of Attorney, Revocation,
Change of Correspondence
Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) _____
☐ Landscape Table on CD

- ☐ After Allowance Communication
to TC
- ☐ Appeal Communication to Board
of Appeals and Interferences
- ☐ Appeal Communication to TC
(Appeal Notice, Brief, Reply
Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) (please
identify below):
- **Return postcard**
- **Global Report of
RatnerPrestia for 08/21/04**

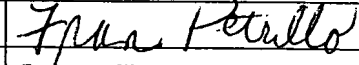
Remarks:

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

| | | | |
|--------------|---|------------------|---------------|
| Firm Name | RatnerPrestia | | |
| Signature |  | | |
| Printed Name | Lawrence E. Ashery | | |
| Date | November 8, 2004 | Registration No. | 34,515 |

CERTIFICATE OF TRANSMISSION / MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

| | | | |
|-----------------------|---|------|-------------------------|
| Signature |  | | |
| Typed or Printed Name | Fran Petrillo | Date | November 8, 2004 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

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11-446-017
Application No.: 09/446,790
Reply to Notice of Abandonment of: October 8, 2004

MAT-7872US

#19

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/446,790
Applicant: Masaji Ueno
Filed: March 20, 2000
Title: VIDEO SIGNAL RECORDING AND REPRODUCTION DEVICE
AND VIDEO SIGNAL REPRODUCTION DEVICE
TC/A.U.: 2615
Examiner: C. O. Onuaku
Confirmation No.: 2895
Docket No.: MAT-7872US

PETITION TO RESCIND NOTICE OF ABANDONMENT
UNDER 37 CFR § 1.181

Mail Stop Petitions

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Petition is being filed responsive to the Notice of Abandonment dated October 8, 2004. The pertinent facts are as follows:

1) On November 8, 2004, Fran Petrillo, assistant to Lawrence E. Ashery, was informed by the receptionist of Art Unit 2600 that a Corrected Notice of Allowance for the above application was mailed on May 21, 2004.

2) On October 14, 2004, Lawrence E. Ashery received a Notice of Abandonment in the above application due to the Applicant's non-payment of the issue fee.

3) Mr. Ashery's firm, RatnerPrestia, maintains an extensive docketing system in which all incoming mail from the PTO is processed and entered into a data base. Neither Mr. Ashery nor any of his employees have any recollection of having received a Notice of Allowance in the above-identified application. In addition, a copy of the global report for August 21, 2004 is enclosed. If a Notice of Allowance had been received, the Docketing Department of RatnerPrestia would have entered this information into the docketing software. It is assumed that the Corrected Notice of Allowance had an issue fee due date of August 21, 2004. Our review of the

Application No.: 09/446,790
Reply to Notice of Abandonment of: October 8, 2004

MAT-7872US

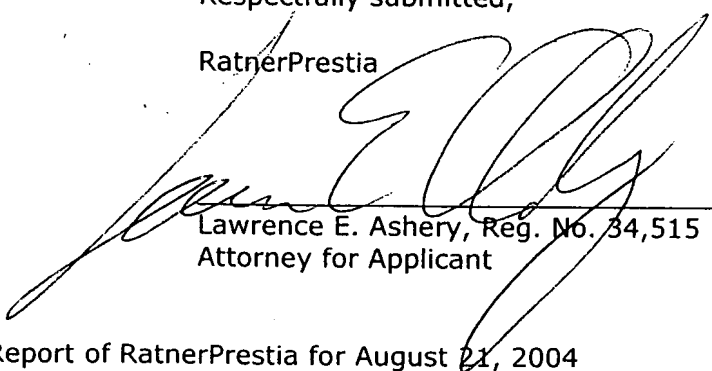
enclosed global report for August 21, 2004 does not show any entry for the above-identified application.

Accordingly, it is respectfully requested that the Notice of Abandonment be rescinded for the above-identified application. Furthermore, it is respectfully requested that a new Notice of Allowance be mailed to the undersigned so that prompt payment of the issue fee can be made.

As this is the second time the Notice of Allowance was not received, it is suggested that the next Notice of Allowance be faxed to Mr. Ashery's attention at: (610) 407-0701.

Respectfully submitted,

RatnerPrestia


Lawrence E. Ashery, Reg. No. 34,515
Attorney for Applicant

LEA/fp

Enclosure: Copy of Global Report of RatnerPrestia for August 21, 2004

Dated: November 8, 2004

The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. **18-0350** of any fees associated with this communication.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:


November 8, 2004

F:\I:\MAT\7872US\PETITION TO RESCIND ABANDONMENT_02.DOC

Global Due Date Report from 8/21/2004 thru 8/24/2004

Printed: 8/20/2004 Through: #Name? Page 1

| DUE | ATTY/ATTY2 | REFERENCE# | TITLE / MARK | REG/SERIAL# | ACTION | CURRENT EXT | EXT AVAILABLE |
|------------|-------------------|-------------|--------------|--------------------------------|----------------------|-------------|---------------|
| August '04 | | | | | | | |
| 21 Sat | LEA LEA MJC | AOY-3959US | | (US) 10/362,209 5/13/2003 | STATUS CHECK | 0 | None |
| 21 Sat | AR AR MJC | ARGM-102US | | (US) 10/872,704 6/21/2004 | PUBLISH AS AMENDED | 0 | None |
| 21 Sat | CK BSK FFW | ARK-154CA | | (CA) 2,295,765 7/29/1998 | PRIOR ART | 0 | None |
| 21 Sat | JHS JHS FF | BBM-101BR | | (BR) P10215301-7 12/31/2002 | ASSIGNMENT | 0 | None |
| 21 Sat | JHS JHS FF | BBM-101BR | | (BR) P10215301-7 12/31/2002 | PRIORITY DOC | 0 | None |
| 21 Sat | PFP JHS PFP | BPM-100US1 | | (US) 10/719,520 11/21/2003 | FF FOLLOW-UP | 0 | None |
| 21 Sat | CRL CRL CRL | BSI-479US | | (US) 09/898,936 7/3/2001 | FINAL REJECTION | 0 | 3 Ex/1 Mnth |
| 21 Sat | AR AR FF | CNV-F0392EP | | (EP) 96930565.5 8/21/1996 | ANNUITY DUE | 0 | 1 Ex/6 Mnth |
| 21 Sat | AR AR KAF | CRM-109US | | (US) 76/340,431 11/21/2002 | STATUS CHECK | 0 | None |
| 21 Sat | KN KN KN | DYC-F040US | | (US) 09/506,216 2/17/2000 | RESPONSE TO OA | 1 | 2 Ex/1 Mnth |
| 21 Sat | BMM BMM FFW | FMCF-081EP | | (EP) 00942936.6 6/19/2000 | RESPONSE TO OA | 0 | 1 Ex/2 Mnth |
| 21 Sat | CK BMM FFW | KPG-5071WO | | (WO) US04/05387 2/23/2004 | REMIND - IPE OR NATL | 0 | None |
| 21 Sat | CK BMM FPT | KPG-5098US | | (US) 10/718,953 11/21/2003 | FF FOLLOW-UP | 0 | None |

Redacted

OC; 8/13/04: REC'D EXEC ASSIGN FR CL; 8/5/04: SENT ASSIGN TO CL;
VENT; 8/5/04: SENT LTR TO ASSOC W/ EXEC ASSIGN; UNEXTENDABLE.
'15/04: FAXED PRIORITY DOC TO ASSOC, WILL SEND ASSIGN AFTER

BY 8/16/04- RE ANNUITY CAN BE PAID AT THE LATEST 8/31/04;
YOUNG & CO. ADVISING CL. DOES NOT WANT TO PURSUE APPLN.

Global Due Date Report from 8/21/2004 thru 8/24/2004

Printed: 8/20/2004 Through: #Name? Page 2

| DUE | ATTY/ATTY2 | REFERENCE# | TITLE / MARK | REG/SERIAL# | ACTION | CURRENT EXT | EXT AVAILABLE |
|---------------------|-------------------|-------------|--------------|---|----------------------|-------------|---------------|
| August continued... | | | | | | | |
| 21 Sat | AR BMM AR | KUM-110US | | (US) 10/813,972 3/31/2004 | MISSING PARTS (2 MO) | 0 | 4 Ex/1 Mnth |
| 21 Sat | LEA LEA MJC | MAT-8563US | | (US) 10/502,170 7/21/2004 | PUBLISH AS AMENDED | 0 | None |
| 21 Sat | LEA LEA MJC | MAT-8580US | | (US) 10/502,162 7/21/2004 | PUBLISH AS AMENDED | 0 | None |
| 21 Sat | KRC KRC FF | MSS-F0596KR | | (KR) 271873 8/21/2000 | ANNUITY DUE | 0 | 1 Ex/1 Mnth |
| 21 Sat | AR AR MJC | MTS-3439US | | 5/22/04-FAKED LTR. TO CL. (US) 10/473,194 3/24/2004 | STATUS CHECK | 0 | None |
| 21 Sat | AR JJJ MJC | MTS-520US2 | | MAILED EXPRESS ABANDONMENT TO PTO; (US) 10/020,425 12/7/2001 | APPEAL BRIEF | 2 | 2 Ex/1 Mnth |
| 21 Sat | KNN KNN KNN | NSG-215US | | (US) 10/239,660 9/24/2002 | FINAL REJECTION | 0 | 3 Ex/1 Mnth |
| 21 Sat | DNC SJW FF | RUSH-101WO | | (WO) US04/17597 6/3/2004 | INVIT. TO CORRECT | 0 | 2 Ex/1 Mnth |
| 21 Sat | KNN LLC KNN | TNT-100US1 | | (US) 10/895,699 7/21/2004 | PUBLISH AS AMENDED | 0 | None |
| 21 Sat | BEL JLE SW | USE-967 | | | RMDR COPY CLAIMS | 0 | None |
| 21 Sat | CK RAD CK | WIL-119US | | REYNOLDS HOLDINGS (US) 10/817,737 4/2/2004 | REPLACEMENT DRAWINGS | 0 | None |
| 22 Sun | CRL CRL KAF | AMT-134US | | (US) 76/315,626 9/14/2001 | STATUS CHECK | 0 | None |
| 22 Sun | CK BSK FFW | ARK-169AU | | L- NOA ISSUED FOR 728; 8/12/02 REC'D NOTICE OF SUSPENSION- ION OF APPL. SERIAL NO. 76/203,198 AND 76/206,728 (AU) 61106/00 7/19/2000 | ACCEPTANCE OF APPLN | 0 | None |